

**BEFORE THE APPEALS BOARD
FOR THE
KANSAS DIVISION OF WORKERS COMPENSATION**

DAVID M. ROBINSON
Claimant

VS.

**JOHNSON COUNTY BOARD OF
COMMISSIONERS**
Self-Insured Respondent

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Docket No. 256,931

ORDER NUNC PRO TUNC

It has come to the attention of the Appeals Board that a clerical error was made in the text of the Order of the Board issued in this case. Specifically the percent of impairment was inadvertently calculated as 6 percent and should have been 7 percent. Therefore, the paragraph before the award and the Award should be corrected to read as follows:

The Board also finds claimant is entitled to an additional 2 percent impairment for the occipital nerve injury based upon the testimony of Dr. Finley. When combined, this yields a total of 7 percent permanent partial impairment to the body as a whole. Accordingly, the Board modifies the ALJ's Award to reflect a 7 percent permanent partial impairment to the body as a whole.

AWARD

WHEREFORE, it is the finding, decision and order of the Board that the Award of Administrative Law Judge Robert H. Foerschler dated October 23, 2003, is modified as follows:

The claimant is entitled to 29.05 weeks of permanent partial disability compensation at the rate of \$383 per week or \$11,126.15 for a 7% functional disability, making a total award of \$11,126.15, which is due, owing and ordered paid in one lump sum less amounts previously paid.

IT IS SO ORDERED.

Dated this _____ day of April, 2004.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: David R. Hills, Attorney for Claimant
Eric T. Lanham, Attorney for Self-Insured Respondent
Robert H. Foerschler, Administrative Law Judge
Paula S. Greathouse, Workers Compensation Director